App F IX—4

Previous References
Mi II 48 59
Mi II 42 69

Later References

(1955 Sg Con

File No 31 55
Serial Nos 4, 5-16

MYSORE GOVERNMENT SECRETARIAT

Serial Nos 2

317/E

Part B for Feb 1956

SUBJECT

Compassionate grant to the Brother of Pitcharaju a gardener of Municipal Farm who died of Snake bite while Cutting grass in the Municipal Fa

WD 0249—GPB—25 000—16 9 55

L 16411-2 & 2 55

The Municipal Commissioner
Mysore city (Through the President)

S A)
Secretary

Serial No

From

The M Commr Mysore City Mfg
C2 - P.L. 47 C 121/55 56 Dt 5 5 56
-- Request sanction of Govt to the
Resolution dated 28-4-55 of C & M Cr
Mysore recommending payment of
a Compassionate Grant of Rs 100/- to
the Bangarappa brother of Puttaraju
a gardener of the Municipal Farm who
died of snake bite while cutting the
grass

The M Commr states that one Puttaraju
a temporary labourer of the Municipal Farm
succumbed to a snake bite on 21 3 55
while cutting the grass on the farm The brother
of the deceased one Bangarappa represented
that there are no other heirs to the deceased
and that he had to attend to the
obsequesces of the deceased and prayed for
a grant as he was very poor to meet the
expenditure on the account

2) The Managing Committee and the M Commr
have resolved that on the analogy of cases
of one Ramaiah Honna, a Kalkal Gang
and one Sheik Mohadin a labourer who
died of accidents while on duty and were
granted a Compassionate grant of
Rs 100/- each, a Compassionate grant of

NOTE —Contn sheet

Compassionate - Grant to the brother of Puchavaju a Gardener of Pll Farm

File No of 19

Mysore Government Secretariat

Serial No

Rs 100/- be paid in the present Case

3) The Resolution dated 29 4 55 of the Pll Commissioner Mysore for the payment of a Compassionate Grant of Rs 100/- to Sri Bangara raju brother of puchavaju a Gardener of the Pll farm who died of snake bite while cutting the grass may be sanctioned in view of the precedents established by the Pll Commissioner

Says

PS -

16/6 Mg 16/6

4 May be sanctioned

26/6

Secy (Rev L)

Dy

5) Whether Compassionate grant & matter what rules as it to be paid

27/6/55

Dy

27/6/55

Dy

6) Article 338 of JH SR provides that Govt may grant - in any case, even where no pension or gratuity is admissible under these rules -

a) a gratuity not exceeding Rs 200/- or

b) When enquiry of death as due to devotion to duty, a pension not exceeding Rs 30/- a month or a gratuity of an amount fixed specifically by Government

SCT 1 4666 27 JU

GOVERNMENT

WD 0,074—GF1—80 000—5 10 4

963/M1 2711/M6

Compassionate grant to the children of late Gardener of Principal Farm Mysore

Mysore Government Secretariat — File No [illegible] of 195 — App F III 2

Serial No	
	on each case. [illegible]
7	The deceased was a Gardener of Principal Farm Mysore, who did not hold a pensionable Job. The M.I. Comml have recommended this proposal on the analogy of the cases of ~~Lingaiah~~ one Ramaiah Honna and one Sheik Mohideen in which cases Govt have granted a "Compassionate" grant of Rs 100/ each. Copies of 3 cases are flagged - X Y Z - However if approved, the remarks of the Controller S.A.D. may be obtained in the matter.
	Memo - [illegible]
	Forwarded (send Hr copy) to the Controller S.A.D. for favour of remarks
	[illegible]
	for Secretary to Govt of Edn & H&S Deptt 13/7
8	To note whether the Controller, S.A.D. may be consulted or whether the proposal may be sanctioned, in the light of the precedents quoted - Ref para 5
	Mrs 14/7 9 The proposal of the M.I.C. to grant Rs 100/- to Sri Bangaraya brother of Pitcharaya may be agreed.
	Secy (Edn & H&S) 27/7
	10 Is this the case of a child adopted by M.S.R.? 29/7

G 303 — 28 JUL 955 — GOVERNMENT OF MYSORE

NOTE —Contn sheet

G 9695 2711/41

File No of 195 | Mysore Government Secretariat

Serial No

11 The present proposal may perhaps be
Conceded under Article 339 of P & S R
which Contemplates as follows —

339 Govt may, as a Special Case, grant-
a-gratuity not exceeding Rs 30/—
or two months' pay whichever is less
to a day Labourer or mechanic injured,
or to his representative if he is killed
on the execution of duty, by Causes
beyond his Control, if the injury is
not such as to allow of a Grant
or extraordinary pension being
granted under the foregoing Rules.
The Object of such gratuity is to
enable the injured person or the
representative of the deceased to return
to his friends or to afford him
subsistence for a little time
The gratuity is Chargeable to the work
on which the injured person or the
deceased was employed

12 In accordance with the above
provision the deceased may be
granted Rs 30/- and not Rs 100/- as
Recommended by the DC Comm
The DC Comm have Recommended
Compassionate a Grant of Rs 100/- on the ground -

1 D 070 1—GPP—80 000—5-10 40

969/III 2711,

Compassionate Grant to the Godhu [illegible]

e Government Secretariat | Political File No a Gardener of 19[illegible] of M. Farm [App F III 2

Serial No

of the precedents Quoted by them. This proposal is not covered by rules Sanction has been sought for only on the precedents Quoted in the P W D & Hospital & Resolve work-charged to para 10 Supra

9S
7/8

13) He was a temporary employee of Art 338 is applies he will only get gratuity not exceeding Rs 30/- or two months pay whichever is less - ~~So that~~ this is in respect of pay labourers However, provision of Art 338 may perhaps be applies if the proposal of the Govt of to pay Rs 100/- Sometimes, having regard to the precedents quoted

Rs 6/-

14) Reply to para 10 - This is a fundamental question - whether H.S.R applies to Local Bodies is still under dispute. If we say that H.S.R does not apply, then Corporation will prevent To avoid this - we have to bring such cases under H.S.R - - - - - - - -

Say - Edn (I&SG)

15) Subject to remarks.

H Sy)

11/8/58

1078

P C

7305

TF — Contn sheet

FINANCIAL SECRETARY GOVT OF MYSORE
22 AUG 1958
U O No 6029

967, 2711

6 Compassionate-grant to Lo-bucket) Policeman,
a Gardner) Pll Farm Wo chowkidar) Stake-bearer

File No of 195

Mysore Government Secretariat

16) Remarks of the Controller, State Accounts Dept. may be kindly obtained in the first instance

Serial No

Date 12/9/55 10/9/55

6629/X

6096

23 AUG

22/8/55

17) Yes

24 8 55

Memo U.O. No. 2153 dt 2-9-55

18) Forwarded Unofficially to the Controller S.A.D. for Remarks and early return

Bangalore dt 55

for Secretary to Govt. of Edn. & L.S.G. Depts.

U.O. 80/CSA

8 9 1955

U C o 657 /C S A

Bangalore
Dated 26-12-1955

26 DEC

19) Under Section 228 of the City Municipalities Act, Government may make rules or orders for regulation of all or any of the matters relating to the appointments, salaries, etc., of servants employed by the Municipal Council under (b), (e), (f) and (g) of section 49 of the Act. Under the latter section, (section 49) a City Municipal Council shall make rules, not inconsistent with rules made by Government under section 243 in regard to the conditions of service (salaries, leave,

2711/111

leave, allowances and claim to pension, etc) of its employees as detailed in sub sections (b), (ii), (e), (f), and (g) of section 49 But, no such service rules appear to have been framed by the Mysore City Municipal Council so far

The Mysore City Municipal Council being a Local Body, comes under the control of Government in regard to the creation of appointments, the enactment of leave, pension or similar rules (Definition 27 of the Mysore Service Regulations) Hence, such of the municipal employees whose services are pensionable (and for who pensionary contributions are paid by the local body) may be regarded as those coming under the provisions of the [illegible] (Section II, Annexure I) In the case of non-pensionable employees, like scavengers, sweepers, gardeners, etc , recruited directly by the municipalities, the position appears to be that the provisions of the Mysore Service Regulations do not apply The conditions of service in their case will have to be governed by the rules and bye-laws, if any, framed by the local bodies and duly sanctioned by Government or by other orders of Government issued from time to time in such cases

Since it is reported by the Commissioner, Mysore City Municipal Council, that Kicharaju was only a temporary gardener (who had put in a short period of service of one year, one month and twenty two days) the question of payment of gratuity to his heirs does not appear to fall under the [illegible] They are not also entitled for any benefits under the rules sanctioned by Government regarding the payment of gratuity to those municipal servants of the Mysore City Municipality that are not entitled to the benefits of pension or Provident Fund

However, in view of the extensive nature of application of the provisions of the [illegible] for sanction of extraordinary pensions as conceded in Article 328 (c) and on the analogy of the provisions in Article 328 of the [illegible], sanction may be accorded for the payment of a gratuity of 100/- out of the municipal funds as resolved by the Mysore City Municipal Council

(H Rama Raj Urs)
Comptroller,
State Accounts Department,
Bangalore

The Secretary to Government,
Education & [illegible] Departments,
Bangalore
s/s

969 2711

8 Compassionate grant to the brother of Pitchaya a Gardener of PH Farm — Payment by PHS

20 The remarks of the Controller SAD are for perusal and orders

21) As recommended by him at A an ex-gratia sanction may be accorded for the payment of a grating of Rs100/- out of PH funds to the brother of Pitchaya, a Gardener of PH Farm - Payment - Ref flag 17

25/2/56
Rs 100/-

22) The recommendation of the controller SAD may be appd

14963 - appd

Secy (Edn & Rel)

30/2

23) may be done

24/2/56

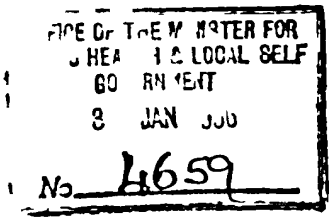
Minister (HS)

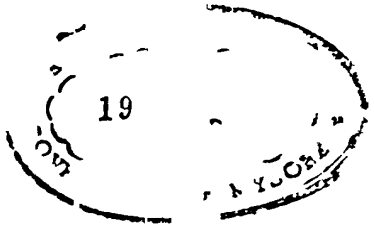
24) Appd

18/1/56

25) Letter with a draft P.O. for approval

25/2/56
Rs 100/-





969 2711
1

The Municipal Commissioner Mysore city
Municipality (Thro the Path)

C S A

L HMK II 2/Con 31/53 15-
8 2 56

Signature

No - C2 PR 47 CL21/5556
Encls - 2

CITY MUNICIPAL COUNCIL
P B No 17

Mysore, Dated 5-5-55

FROM

THE MUNICIPAL COMMISSIONER
City Municipal Council
MYSORE

969

To

The Secretary to Government,
Education and L S G Departments,
Bangalore-1
(through the President)

Sir,

Subject Compassionate grant to the brother of ~~Sri~~ Pitcharaju a gardener of Municipal Farm who died of snake bite while cutting grass in the Mi Farm

Cm 31 55-H

One Picharaju, a temporary labourer of the Municipal Farm succumbed to a snake bite on 21-3-55 while cutting the grass in the farm The brother of the deceased one Bangaraju repre ented that there are no other heirs to the deceased and that he had to attend to the obsequiesces of the deceased and prayed for a grant as he was very poor to meet the expenditure on this account The Managing Committee before whom the subject came up for consideration were of the view that the case deserved sympathetic consideration on the analogy of cases of one Kamati Ponna a Khalihat ganaman and one Sheik Mohadin a labourer who died of accidents while on duty and were granted a compassionate grant of Rs 100/- each as sanctioned in G O No L 3835-6/Mi 11-45-59 dated 15-11-45 and L 2407-8/Mi 11-42-14 dated 25-8-1943 (copies enclosed) Accordingly they recommended for payment of a Municipal grant of Rs 100/- in the present case This was duly approved by the Council at their meeting held on 29-4-55

I enclose a copy of the resolution and request that orders of Government may kindly be obtained sanctioning a

P T O

compassionate grant of Rs 100/- to Sri Bangaraju brother of Picharaju the deceased labourer

Yours faithfully,

(N Lakshman Rau)
Municipal Commissioner

Forwarded with compliments,

President

PSK

Proceedings of the ordinary meeting of the Mysore city Municipal Council held on 29-4-55 at 4 P M

---

67 M C Res No69/16-4-55 recommending payment of a compassionate grant of Rs 100/- to Sri Bangararaju brother of Pichaaraju a gardner of the Municipal farm who died of snake bite while cutting the grass

A P P R O V E D

Sd K Puttaswamy
President

C O P Y,

MUNICIPAL COMMISSIONER

5/5

PSK

Proceedings of the Government of His Highness the Maharaja of Mysore

Read -

Letter No M5-55-241/44 dated 5th February 1945 from the President City Municipal Council, Mysore, requesting sanction as resolved by the city Municipal Council, Mysore at their meeting held on 27-1-1945 to the payment, from out of the city Municipal funds a compassionate grant of Rs 100/- to the family of one Hamati Honna a Gangman of the Kalihat gang, who met with a motor accident and succumbed to the injuries on the midnight of 27th September 1944, while returning from duty after removing flags and buntings in the Dasara Procession route

2 Unofficial No 588/Spl dated 3rd March 1945 of the Comptroller to Government on the subject

3 Letter No M5 55-241/44 dated 6th July 45 from the President, City Municipal Council, Mysore furnishing certain additional information

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Order No L 3835-6/M1 11-45-59

Dated, Bangalore, the 15th November 45

The resolution of the Municipal Council is sanctioned as a special case

Sd G Ramachandra Rao
For Additional Secretary to Govt

Copy,

Municipal Commissioner

PSK

Proceedings of the Government of H H The Maharaja of Mysore

Read - £

Correspondence ending with letter No M5-106-486/12 dated 7th August 1943 from the President, City Municipal Council, Mysore, stating that the Municipal Council have , at their meeting held on 31st July 43, approved of the payment of a lumpsum grant of Rs 100/- to the family (wife) of Sheik Mohaddin a labourer who died of injuries sustained by him while white-washing the city Municipal Office building and requesting sanction to the resolution of the Municipal Council

---

Order No L 2407-8/M1 11-42-14

Dated, Bangalore, the 25th August 1943

S a n c t i o n e d

Sd G Ramachandra Rao
For Secretary to Government
Law Department

C o p y,

PSK

MUNICIPAL COMMISSIONER

Proceedings of the Govt of Mysore
Rec'd — Con - 31 - 55 - 1516

No G2 P R 47-C 121/55-56. CITY MUNICIPAL COUNCIL
Encls P B No 17
Mysore, Dated - 15-7-1955

FROM

The Municipal Commissioner,
City Municipal Council,
MYSORE

To

The Secretary to Government,
Education and L S G Departments,
Bangalore-1

Sir,

Subject Compassionate ~~Gratuity~~ grant to the brother of Pitharaju a gardner of Municipal Farm who died of snake bite while cutting grass in the Municipal Farm

Reference This office letter of even No dated 7-5-1955

Orders of Government may kindly be obtained early and communicated

Yours faithfully,

(N Lakshman Rau)
Municipal Commissioner

PSK

Proceedings of the first Meeting
Read — Con - 31 - 55 - 15 11

Letter No C2 PR (4) C 121/55-56
dt 5 5 56 from the Dy Commr
Mysore Cy - Mys requesting orders
of Govt sanctioning a Compassionate
Grant - of Rs 100/- to Sri Bangaraju
- Cooliee - of Pedarajupalya
- Cabooree of the - Municipal farm
who died of Snake bite while
cutting the grass as resolved by
the Dy Cr. Mysore - at their meeting
held on 25 4 55

2) Govt order No 657/CSA 226 12 55
from the Controller SOD on the - subject

order no L 1661 11-12 dt 8-2-56

Since it as reported by the Dy Commr
Mysore Cy - Mys that Pedarajupalya was
only a temporary gardener (who died
prior on a short-period of Service
of one year, one month and twenty
two days) the Question of payment-

of grating to the heirs does not fall under the MSR They are not also entitled for any benefits under the Rules sanctioned by Govt regarding the payment of grating to the Municipal Servants of the Hyderabad City-MC. That are not entitled entitled to the benefits of pension or provident fund

However in View of the extensive nature of application of the MSR for sanction of ex-gratia ordinary pensions as conceded in Article 328(C) and on the analogy of the provisions in Article 338 of the MSR, sanction is accorded for the payment of a grating of Rs100/ out of the MC funds as resolved by the Hyderabad City-MC Council

Sd/-
for Dr. G. Govt
Secretary to Govt

To the MC Commr Hyderabad City MC
The Controller T&AD

Endt No. 2nd proceedings
Spare 3M

PROCEEDINGS OF THE GOVERNMENT OF MYSORE.

R e a d :-

Letter No C2 PR 47 C 121/55-56 dated 5-5-1956 from the Municipal Commissioner, Mysore City Municipality, requesting orders of Government sanctioning a compassionate grant of Rs 100/- to Sri Bangaraju brother of Pichar ju, Labourer of the Municipal Farm, who died of snake bite while cutting the grass, as resolved by the Municipal Council, Mysore, at their meeting held on 29-4-1955

2 Un_official note No.657/CSA dated 26-12-1955 from the Controller, State Accounts Department on the subject

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Order No L 1441-12/Cal 31-55-HF 16 Dated, the 8-2-58

Since it is reported by the Municipal Commissioner, Mysore City Municipality that Pichataraju was only a temporary Gardener (who had put in a short period of service of one year and one month and twenty-two days) the question of payment of gratuity to his heirs does not fall under the F S R They are not also entitled for any benefits under the rules sanctioned by Government regarding the payment of gratuity to the Municipal servants of the Mysore City Municipality However, in view of the extensive nature of application of the M S.R. for sanction of extra-ordinary pensions as conceded in Article 328(c) and on the analogy of the provisions in Article 338 of the F S R , sanction is accorded for the payment of a gratuity of Rs 100/- out of the Municipal Funds as resolved by the Mysore City Municipal Council

(V HANUMANTAPPA)
for Secretary to Government,
Education & LSG Departments

B S:7 2.

To

The Municipal Commissioner, Mysore City Municipality,---
through the President
The Controller, ot to Accounts Department, Bangalore